

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

RAMESH V. NAIR ET AL.

APPLICATION NO: UNKNOWN

FILED: CONCURRENTLY HEREWITH

CASE NO.: CR9981 US DIV

**TITLE: METHOD FOR THE PRODUCTION OF GLYCEROL BY
RECOMBINANT ORGANISMS**

Assistant Commissioner for Patents

Washington, D.C. 20231

DECLARATION OF BIOLOGICAL CULTURE DEPOSIT

Sir:

I, Linda Axamethy Floyd , declare that:

I am an attorney of record for the owner of the above-identified application.

Cultures of the following biological materials have been deposited with the following international depository:

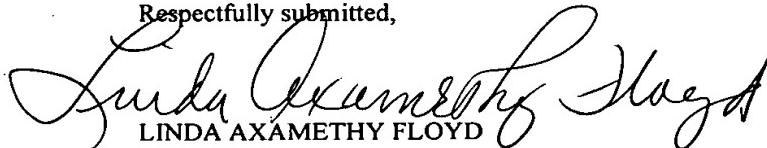
American Type Culture Collection (ATCC)
 10801 University Blvd.
 Manassas, VA 20110-2209, U.S.A.

under conditions that satisfy the requirements of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure. A copy of the receipt issued pursuant to Rules 7.3 and 10.2 (stating the term of the deposit) is attached, except for ATCC 209120, the Budapest Treaty receipt for which will be provided at a later date.

Depositor's Identification of Organism	International Depository Accession Number	Date of Deposit
<i>Escherichia coli</i> RJF 10M	ATCC 98597	November 25, 1997
<i>E. coli</i> MSP 33.6	ATCC 98598	November 25, 1997
<i>Escherichia coli</i> DH5 α pAH21	ATCC 98187	September 26, 1996
<i>Escherichia coli</i> pDARIA/AA200	ATCC 98248	November 6, 1996

I further aver that all restrictions on the availability to the public of the culture will be irrevocably removed upon the granting of a U.S. patent on the above-identified application.

Respectfully submitted,



LINDA AXAMETHY FLOYD
 ATTORNEY FOR APPLICANTS
 US PTO REGISTRATION NO. 33,692
 TELEPHONE: (302) 892-8112

Dated:

Enclosure: Deposit Receipt

DECLARATION and POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD FOR THE PRODUCTION OF GLYCEROL BY RECOMBINANT ORGANISMS

the specification of which is attached hereto unless the following box is checked:

was filed on December 2, 1993. Application No. 08/982,783 or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability as defined in 37 CFR § 1.56.
I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Application No. **Country** **Filing Date** **Priority Claimed (Yes/No)**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States Provisional Application(s) listed below.

U.S. Provisional Application No. _____ **U.S. Filing Date** _____

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is known to me to be material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application No. **Filing Date** **Status (patented, pending or abandoned)**

POWER OF ATTORNEY: I hereby appoint the following attorney(s) and/or agent(s) the power to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Name:	LINDA AXAMETHY FLOYD BARBARA SIEGELL	Registration No.:	33,692 30,684
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

INVENTOR(S)

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Additional Inventors are being named on separately numbered sheets attached hereto.

DECLARATION AND POWER OF ATTORNEY - Page 2

Docket No.: CR-9981-B

Full Name of Inventor	Last Name VALLE	First Name FERNANDO	Middle Name
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SCANNED, #